

***IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH***

***CRM No.M-10817 of 2016 (O&M)
Date of decision : 30.05.2016***

Ranjit Bagga @ Rockey

... Petitioner

Vs.

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Rajvir Singh, Advocate for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J.

The instant petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.6 dated 16.01.2016, under Sections 406/420 IPC, registered at Police Station Sadar Nawansher, District Shaheed Bhagat Singh Nagar on the basis of compromise.

Since quashing was sought on the basis of compromise, parties were directed to appear before the Illaqa Magistrate concerned for recording of their statements and a report as regards veracity of the compromise was called for.

Placed on record is a report dated 29.04.2016 of the learned Judicial Magistrate Ist Class, Shaheed Bhagat Singh Nagar and a perusal thereof would reveal that the statements of the parties have been duly recorded and it has been opined that the settlement that has been effected between the parties is without any inducement, pressure or coercion.

Briefly, it may be noticed that the allegations against the petitioner were that he had taken a sum of Rs.2.80 lacs from the complainant to send his son to Australia.

As per report of the learned Judicial Magistrate Ist Class, the settlement has been arrived at as the petitioner/accused has already paid back to the complainant a sum of Rs.2.25 lacs.

It may be noted that at the stage of issuing notice of motion, Mr. Parvinder Singh, Advocate had put in appearance on behalf of the complainant and had suffered a statement as regards the compromise having been effected.

In the considered view of this Court, since the parties have amicably resolved their dispute, it would be a fit case for this Court to exercise power under Section 482 Cr.P.C. to bring to an end the criminal prosecution initiated in the light of the impugned FIR.

In view of the above, the present petition is allowed. FIR No.6 dated 16.01.2016, under Sections 406/420 IPC, registered at Police Station Sadar Nawansher, District Shaheed Bhagat Singh Nagar and all proceedings emanating therefrom are quashed.

Petition is allowed.

30.05.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**